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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David P. Martin, Oliver P. Peoples, and Simon F. Williams

Serial No.: 09/591,739

Art Unit: 1651

Filed: June 12, 2000

Examiner: J. P. Weber

For: *METHODS FOR ISOLATING POLYHYDROXYALKANOATES
FROM PLANTS*

Assistant Commissioner for Patents
Washington, D.C. 20231

RESPONSE AND AMENDMENT TO OFFICE ACTION

Sir:

In response to the Office Action mailed December 17, 2002, please consider the following remarks. Enclosed is a Terminal Disclaimer, two 3.73(b) certifications, and the appropriate fee for filing of a Terminal Disclaimer. It is believed that no additional fee is required with this submission. However, should a fee be required, the Commissioner is hereby authorized to charge any fees to Deposit Account No. 50-1868.

Remarks

Double Patenting

Claims 36-38 and 41-44 were rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-35 of U.S. Patent No. 6,083,729 ("Martin"). The applicants submit that claims 36-38 and 41-44 are patentably distinct

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